

IN THE HIGH COURT OF JUDICATURE OF BOMBAY
CRIMINAL APPELLATE JURISDICTION
CRIMINAL APPLICATION NO. 5142 OF 2004

Mohd. Jahangir Habibur

Rehman Hussain @ Shankar

Niranjan Vishwas and ors. ... Applicants

versus

State of Maharashtra ... Respondent

...

Mr. Dnyaneshwar Deshmukh, for the Applicants.

Mr. K.V. Saste, A.P.P., for the Respondent.

...

CORAM : A.M.KHANWILKAR, J.

1st December 2004

P.C.:

. Heard Counsel for the parties. I see no reason to interfere with the view taken by the Court below in rejecting application for suspending sentence and conviction for the reasons recorded in the impugned order. However, as the sentence is a short sentence, the Appellate Court is directed to take up the appeal as High Court Expedited Case forthwith. Counsel

for the Applicants assures on behalf of the Applicants that if the appeal is to be heard on expeditious basis by the Appellate Court, the Applicants will extend full co-operation for early disposal of the appeal and not seek adjournment on any count whatsoever, except making request for permission to adduce additional evidence, if so advised. In the circumstances, this application is disposed of with direction to the Appellate Court to prepone the date of hearing of the appeal to 8th December 2004. The Registry of the Sessions Court will ensure that R. & P. of the lower Court is received and all necessary formalities are completed on or before 6th December 2004. The Appellate Court to finally dispose of the appeal on 8th December 2004 or on such other date as may be advised, but not later than 23rd December 2004.

(A.M.KHANWILKAR, J.)